IN THE HIGH COURT OF JUDICATURE FOR RAJASTHAN AT JODHPUR

CIVIL SECOND APPEAL No. 25 of 2004

MUKANLAL

V/S

LR'S OF MOHAN KUMARI & ANR

Mr. R.K.THANVI, for the appellant / petitioner

Mr. GOPAL RAJ SINGHVI, for the respondent

Date of Order : 12.10.2006

HON'BLE SHRI N P GUPTA,J.

ORDER

Heard learned counsel for the parties and perused the record.

It is not in dispute that in the document of sale, the measurement of the property is given to be 54 गज 7 आना, and the case of the appellant is that the property sold was 51 गज 7 आना, but then admittedly, no steps have been taken by the defendant-appellant for rectification of that document in accordance with law. In that view of the matter, whatever be the ground on account of which the error may have crept in, but then since the document stands, it cannot be said that the learned lower Appellate Court has committed any error in passing the impugned decree.

The appeal thus, does not involve any substantial question of law. The same is, therefore, dismissed summarily.

(N P GUPTA),J.

/tarun/